

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

RUSSELL WISE,) NO. CV 09-7140 SJO (SS)
)
)
) Petitioner,)
)
)
) v.)
)
) ORDER ADOPTING FINDINGS,
)
) CONCLUSIONS AND RECOMMENDATIONS
)
) JOHN MARSHALL, Warden,)
)
)
) OF UNITED STATES MAGISTRATE JUDGE
)
)
) Respondent.)
)

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all of the records and files herein, and the Magistrate Judge's Report and Recommendation. The time for filing Objections to the Report and Recommendation has passed and no Objections have been received. Accordingly, the Court accepts and adopts the findings, conclusions and recommendations of the Magistrate Judge.

\\

\\

\\

\\

\\

1 Accordingly, IT IS ORDERED THAT:
2

3 1. The Motion to Dismiss is GRANTED and Judgment shall be entered
4 dismissing this action with prejudice.
5

6 2. The Clerk shall serve copies of this Order and the Judgment
7 herein by United States mail on Petitioner and on counsel for
8 Respondent.
9

10 DATED: 2/11/10
11



12
13 S. JAMES OTERO
UNITED STATES DISTRICT JUDGE
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28